

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

In the Matter of San Jose Water Company  
(U 168-W) Application to Modify Certain Terms  
of Resolution No. W-4294 (Order Modifying  
Balancing Account Protection For Offsettable  
Expenses).

Application 03-02-013  
(Filed February 11, 2003)

**CHIEF ADMINISTRATIVE LAW JUDGE'S RULING  
ON MOTION TO SHORTEN THE PROTEST AND RESPONSE TIME**

Pursuant to Rule 44.1 of the Commission's Rules of Practice and Procedure, protests and responses to this Application must be filed and served within 30 days of the date the notice of the filing of the Application first appeared in the Daily Calendar unless otherwise provided by rule. Because notice of this application appeared on the Daily Calendar of February 14, 2003, the comment period for protests and responses to the application is due on March 17, 2003.

However, San Jose Water Company (SJWC) has petitioned to shorten the comment period to ensure that it is not financially harmed. SJWC explained that it postponed its January 31, 2003 scheduled 2004 test year GRC filing until April 2003 at the request of the Office of Ratepayer Advocates' (ORA) management. This voluntary delay in filing its GRC may preclude SJWC from filing advice letter offset requests unless Resolution No. W-4292 is modified expeditiously. That resolution requires advice letter offset requests to be rejected if a Class A Water Utility elects to forgo a timely GRC filing.

Reasonable cause has been provided to shorten the time for parties to file and serve protests and responses to the application. Pursuant to Rule 45(h) the comment period should be shortened to March 7, 2003 from March 17, 2003.

**IT IS RULED** that:

1. The comment period for protests and responses to this application shall be filed and served no later than March 7, 2003.
2. The Executive Director shall cause a copy of this ruling to be served on all Class A Water Utilities.

Dated February 21, 2003, at San Francisco, California.

/s/ ANGELA K. MINKIN

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Angela K. Minkin, Chief  
Administrative Law Judge

**CERTIFICATE OF SERVICE**

I certify that I have by mail, and by electronic mail, to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Chief Administrative Law Judge's Ruling on Motion to Shorten the Protest and Response Time on all Class A Water Utilities and parties of record in this proceeding or their attorneys of record.

Dated February 21, 2003, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.